

Electronically Recorded

Official Public Records

Tarrant County Texas

2009 Sep 17 04:00 PM

Fee: \$ 24.00

Submitter: SIMPLIFILE

D209249516**CITY SECRETARY
CONTRACT NO.**

Suzanne Henderson

CORRECTION TO OIL AND GAS LEASE

(As to Land Description)

State: Texas
County: Tarrant
Lessor: City of Fort Worth, 1000 Throckmorton St., Ft. Worth, Texas 76102
Lessee: XTO Energy, Inc., 810 Houston Street, Ft. Worth, Texas 76102
Effective Date: December 5, 2008

Lessee, named above, is the present owner of the oil and gas lease (the "Lease") dated December 5, 2008 by Lessor, named above, in favor of Lessee, named above, recorded under Document #D208462852 of the Official Public Records of the county and state named above. Since the execution and recording of the Lease, it has been discovered that the description of the lands contained in the Lease is not accurate in fully describing the lands intended to be covered by the Lease. Lessor and Lessee desire to correct the land description in the Lease to accurately identify the lands covered by the Lease.

For adequate consideration, Lessor and Lessee acknowledge and agree that the description of the lands covered by and subject to the Lease is corrected so that the Lease covers the following lands located in the county and state named above (the "Corrected Lands"):

- Tract One:** 7.8323 acres, more or less, being all of Marine Creek Park, an Addition to the City of Fort Worth, according to plat recorded as Volume A, Pages 2938-2939, Plat Records of Tarrant County, Texas.
- Tract Two:** 14.09548 acres, more or less, being lots 9,10,11,12, in Block 30, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20 in Block 31, Lots 1, 2, 4, 5, 6, 18, 19, 20, 21, 22, 23, and 24 in Block 32, all Lots in Block 33, all Lots in Block 34, all Lots in Block 42, and all lots in Block 43 of the Oak Grove Addition, an addition to the City of Fort Worth, Tarrant County, Texas, thereof recorded in Volume 309 Page 59 of the Plat records, Tarrant County, Texas.
- Tract Three:** 2.5288 acres, more or less, being all Lots in Block 151, all Lots in Block 154 and Lots 20, 21, 22, 23, 24 in Block 153, of the M. G. Ellis Addition, an addition to the City of Fort Worth, Tarrant County, Texas, thereof recorded in Volume 63, Page 19 of the Plat Records, Tarrant County, Texas.

In conjunction with this correction of the land description, Lessor ratifies, adopts, and confirms the Lease, as corrected, and grants, leases, and lets to Lessee and Lessee's successors and assigns the Corrected Lands for the purposes of and on the terms, conditions, and provisions contained in the Lease.

This correction to the Lease shall be binding for all purposes on Lessor and Lessee and their respective heirs, personal representatives, successors, and assigns.

This Correction to Oil and Gas Lease is signed by Lessor and Lessee as of the date of the acknowledgments below, but is effective for all purposes as of the Effective Date stated above.

Lessor: City of Fort Worth

Lessee: XTO XTO Energy, Inc.

By: [Signature]
Assistant City Manager

By: Edwin S. Ryan, Jr.
Edwin S. Ryan, Jr., Sr. Vice
President - Land Administration

Attest:

By: [Signature]
City Secretary

Date: _____

Approved As To Form And Legality:

NO M&C REQUIRED

Contract Authorization

By: [Signature]
Assistant City Attorney

Date: _____

Date: 8/26/09

STATE OF TEXAS }

COUNTY OF TARRANT }

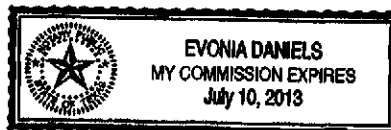
This instrument was acknowledged before me on the 26th day of August, 2009 by Fernando Costa, Assistant City Manager for the City of Fort Worth, a home rule municipal corporation of the State of Texas, on behalf of said corporation.

Signature Evonia Daniels

Notary Public

My commission expires:

Seal:



STATE OF TEXAS }
 }
COUNTY OF TARRANT }

This instrument was acknowledged before me on the 10th day of September, 2009 by Edwin S. Ryan, Jr., the Senior Vice President – Land Administration of XTO Energy, Inc., a Delaware corporation, on behalf of said corporation..

Signature Dorinda C West _____
Notary Public

My commission expires:



Seal: